

1 AN ACT relating to reorganization.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 15A.020 is amended to read as follows:

4 (1) The Justice and Public Safety Cabinet shall have the following departments:

5 (a) Department of Corrections;

6 (b) Department of Criminal Justice Training, which shall have the following
7 divisions:

8 1. Training Operations Division; **and**

9 2. Administrative Division; ~~and~~

10 3. ~~Training Support Division;~~

11 (c) Department of Juvenile Justice, which shall have the following divisions:

12 1. Division of Medical Services;

13 2. Division of Western Region;

14 3. Division of Central Region;

15 4. Division of Eastern Region;

16 5. Division of Southeastern Region;

17 6. Division of Administrative Services;

18 7. Division of Program Services;

19 8. Division of Placement Services;

20 9. Division of Professional Development; and

21 10. Division of Community and Mental Health Services;

22 (d) Department of Kentucky State Police, which shall have the following
23 divisions:

24 1. Administrative Division;

25 2. Operations Division;

26 3. Technical Services Division; and

27 4. Commercial Vehicle Enforcement Division; and

1 (e) Department for Public Advocacy, which shall have the following divisions:

- 2 1. Protection and Advocacy Division;
- 3 2. Division of Law Operations;
- 4 3. Division of Trial Services;
- 5 4. Division of Post-Trial Services; and
- 6 5. Division of Conflict Services.

7 (2) Each department, except for the Department for Public Advocacy, shall be headed
8 by a commissioner who shall be appointed by the secretary of justice and public
9 safety with the approval of the Governor as required by KRS 12.040. Each
10 commissioner shall be directly responsible to the secretary and shall have such
11 functions, powers, and duties as provided by law and as the secretary may prescribe.
12 The Department for Public Advocacy shall be headed by the public advocate,
13 appointed as required by KRS 31.020, who shall be directly responsible to the
14 Public Advocacy Commission. The Department for Public Advocacy is an
15 independent state agency which shall be attached to the Justice and Public Safety
16 Cabinet for administrative purposes only. The Justice and Public Safety Cabinet
17 shall not have control over the Department for Public Advocacy's information
18 technology equipment and use unless granted access by court order.

19 (3) The Justice and Public Safety Cabinet shall have the following offices:

- 20 (a) Office of the Secretary, which shall be headed by a deputy secretary appointed
21 pursuant to KRS 12.050 and responsible for the direct administrative support
22 for the secretary and other duties as assigned by the secretary, and which, with
23 the approval of the secretary, may employ such staff as necessary to perform
24 the duties, functions, and responsibilities of the office;
- 25 (b) Office of Management and Administrative Services, which shall be headed by
26 an executive director appointed pursuant to KRS 12.050 who shall be
27 responsible to and report to the secretary and be responsible for all matters

1 relating to human resources, state and federal grants management, including
2 but not limited to the administration of KRS 15A.060, fiscal functions,
3 management and daily operations of the information processing activities for
4 the cabinet, and management and daily administrative services for the cabinet;
5 and who, with the approval of the secretary, may employ such staff as
6 necessary to perform the duties, functions, and responsibilities of the office;

7 (c) Office of Legal Services, which shall be headed by an executive director
8 appointed pursuant to KRS 12.050 and 12.210, that:

- 9 1. Shall provide legal representation and services for the cabinet; and
- 10 2. May investigate all complaints regarding the facilities, staff, treatment of
11 juveniles, and other matters relating to the operation of the Justice and
12 Public Safety Cabinet. If it appears that there is a violation of statutes,
13 administrative regulations, policies, court decisions, the rights of
14 juveniles who are subject to the orders of the department, or any other
15 matter relating to the Justice and Public Safety Cabinet, the office shall
16 report to the secretary of the Justice and Public Safety Cabinet who
17 shall, if required, refer the matter to a law enforcement agency,
18 Commonwealth's attorney, county attorney, the Attorney General, or
19 federal agencies, as appropriate. The office may be used to investigate
20 matters in which there is a suspicion of violation of written policy,
21 administrative regulation, or statutory law within the Department for
22 Public Advocacy only when the investigation will have no prejudicial
23 impact upon a person who has an existing attorney-client relationship
24 with the Department for Public Advocacy. Notwithstanding the
25 provisions of this subparagraph, investigation and discipline of KRS
26 Chapter 16 personnel shall continue to be conducted by the Department
27 of Kentucky State Police pursuant to KRS Chapter 16. The office shall

1 conduct no other investigations under the authority granted in this
2 subparagraph. The secretary may, by administrative order, assign the
3 investigative functions in this subparagraph to a branch within the
4 office.

5 The executive director shall be directly responsible to and report to the
6 secretary and, with the approval of the secretary, may employ such attorneys
7 appointed pursuant to KRS 12.210 and other staff as necessary to perform the
8 duties, functions, and responsibilities of the office;

9 (d) Office of Legislative and Intergovernmental Services, which shall be headed
10 by an executive director appointed pursuant to KRS 12.050 who shall be
11 responsible for all matters relating to the provision of support to the Criminal
12 Justice Council, legislative liaison services, and functions and duties vested in
13 the Criminal Justice Council as described in KRS 15A.030. The executive
14 director shall be directly responsible to and report to the secretary and may
15 employ such staff as necessary to perform the duties, functions, and
16 responsibilities of the office;

17 (e) Office of the Kentucky State Medical Examiner, which shall be headed by a
18 chief medical examiner appointed pursuant to KRS 72.240 who shall be
19 responsible for all matters relating to forensic pathology and forensic
20 toxicology and other duties as assigned by the secretary. The executive
21 director appointed pursuant to KRS 12.050 shall be responsible for all matters
22 related to the administrative support of the Office of the State Medical
23 Examiner. The executive director shall report directly to the secretary and with
24 the approval of the secretary may employ such administrative support staff as
25 necessary to perform the administrative duties, functions, and responsibilities
26 of the office. The chief medical examiner shall be directly responsible to and
27 report to the secretary and may employ such staff as necessary to perform the

1 forensic duties, functions, and responsibilities of the office; and

2 (f) Office of Drug Control Policy, which shall be headed by an executive director

3 appointed pursuant to KRS 12.050 who shall be responsible for all matters

4 relating to the research, coordination, and execution of drug control policy and

5 for the management of state and federal grants, including but not limited to the

6 prevention and treatment related to substance abuse. By December 31 of each

7 year, the Office of Drug Control Policy shall review, approve, and coordinate

8 all current projects of any substance abuse program which is conducted by or

9 receives funding through agencies of the executive branch. This oversight

10 shall extend to all substance abuse programs which are principally related to

11 the prevention or treatment, or otherwise targeted at the reduction, of

12 substance abuse in the Commonwealth. The Office of Drug Control Policy

13 shall promulgate administrative regulations consistent with enforcing this

14 oversight authority. The executive director shall be directly responsible to and

15 report to the secretary and may employ such staff as necessary to perform the

16 duties, functions, and responsibilities of the office.

17 ➔Section 2. KRS 15A.030 is amended to read as follows:

- 18 (1) The Justice and Public Safety Cabinet, in addition to the departments, divisions,
- 19 offices, and branches set forth in KRS 15A.020, shall consist of the following
- 20 organizational units:
- 21 (a) Kentucky State Corrections Commission, supported by the Department of
- 22 Corrections;
- 23 (b) Criminal Justice Council, supported by the Office of Legislative and
- 24 Intergovernmental Services; and
- 25 (c) ~~Kentucky Law Enforcement Council, supported by the Department of~~
- 26 ~~Criminal Justice Training; and~~
- 27 (d) ~~Kentucky Parole Board, supported by the cabinet.~~

1 (2) Except for the Kentucky Parole Board, which shall be attached to the cabinet for
2 administrative and support services only, each agency specified in this section shall:

3 (a) Perform its duties as specified by law;

4 (b) Except as otherwise provided by law, be under the general direction and
5 control of the secretary;

6 (c) Perform such other duties as may be assigned to the secretary; and

7 (d) Report to the secretary.

8 ➔Section 3. The General Assembly hereby confirms Executive Order 2016-902,
9 dated December 19, 2016, to the extent that it is not otherwise confirmed or superseded
10 by this Act, which reorganizes the Justice and Public and Safety Cabinet Department of
11 Criminal Justice Training by:

12 (1) Establishing the Office of Kentucky Law Enforcement Council Support within the
13 Justice and Public Safety Cabinet. The Office shall provide support on behalf of the
14 Department of Criminal Justice Training to the Kentucky Law Enforcement
15 Council. The Office shall be headed by an executive director appointed by the
16 Secretary of the Justice and Public Safety Cabinet pursuant to KRS 12.050 who
17 shall report to the Secretary of the Justice and Public Safety Cabinet;

18 (2) Establishing the Support and Records Section and the Testing Services Section
19 within the newly created Office of Kentucky Law Enforcement Council Support;

20 (3) Abolishing the Kentucky Law Enforcement Council Branch and its two support
21 sections, the Supports and Records Section and the Testing Services Section and
22 transferring all files, functions, personnel, and equipment to the newly created
23 Office of Kentucky Law Enforcement Support, the Support and Records Section,
24 Testing Services Section, and the Compliance and Carrying Concealed Deadly
25 Weapons Section;

26 (4) Abolishing the Training Support Division within the Department of Criminal
27 Justice Training and transferring all files, funds, functions, personnel, and

- 1 equipment to the newly created Office of Kentucky Law Enforcement Council
2 Support;
- 3 (5) Abolishing the Kentucky Community Preparedness Program Section within the
4 Department of Criminal Justice Training;
- 5 (6) Establishing the Compliance and Carrying Concealed Deadly Weapons Section
6 within the Department of Criminal Justice Training to replace the Compliance and
7 Monitoring Section of the Department of Criminal Justice Training;
- 8 (7) Abolishing the Compliance and Monitoring Section of the Department of Criminal
9 and Justice Training and transferring all files, functions, personnel, and equipment
10 to the newly created Compliance and Carrying Concealed Deadly Weapons Section;
- 11 (8) Establishing the Administrative Branch within the Department of Criminal Justice
12 Training to include the following sections: Legal Training Section, oordination
13 Section, Instructional Design Section; and the Records and Registration Section;
- 14 (9) Abolishing the Instructional Design Section of the Training Operations division
15 within the Department of Criminal Justice Training;
- 16 (10) Establishing the Criminal Investigations Branch, to include the following sections:
17 Special Topics Section, Investigative Techniques Section; and Leadership Section;
- 18 (11) Abolishing the Basic Training Branch, including the General Studies Section,
19 Evaluation Section, and DUI Enforcement Section;
- 20 (12) Abolishing the Leadership Institute Branch, including the Leadership Section, Legal
21 Training Section, and Louisville Section;
- 22 (13) Abolishing the Skills Branch, including the Firearms Section, Vehicle Operations
23 Section, Physical Training and Defensive Tactics Section, and Incident Command
24 and Tactical Response Section;
- 25 (14) Establishing the Special Operations Branch, including the Firearms Section, Patrol
26 Tactics Section, and Physical Training Section;
- 27 (15) Abolishing the Advanced Individual Training Branch, including the Advanced

- 1 Telecommunications Section, Basic Telecommunications Section, Investigations
2 Section, and Patrol and Traffic Section;
- 3 (16) Establishing the Field Operations Branch, to include the Patrol Procedures Section,
4 Traffic Operations Section, Telecommunications Section, and Louisville Field
5 Section;
- 6 (17) Abolishing the Records and Registration Section and Technical Services Section
7 within the Information Systems Branch;
- 8 (18) Establishing the Records and Registration Section within the Training Operations
9 Divisions of the Administrative Branch;
- 10 (19) Establishing the Technical Services Section within the Supply Branch,
11 Administrative Division; and
- 12 (20) Abolishing the Computer Systems Section from within the Information Systems
13 Branch and transferring and distributing all services to the Facilities Section, Supply
14 Branch Section, the Technical Services Section, Information Systems Management
15 Branch, and the Commonwealth Office of Technology, Finance and Administration
16 Cabinet.